

Attorney's Docket No. 9209-2

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re: Patrick Petre  
Appl No.: 09/394,363  
Filed: September 10, 1999  
For: IMPROVED BLOW MOLD SHELL AND SHELL HOLDER ASSEMBLY  
FOR BLOW-MOLDING MACHINE

November 24, 1999

**Box Missing Parts**  
Assistant Commissioner for Patents  
Washington, DC 20231

**SUBMITTAL OF DECLARATION  
UNDER 37 C.F.R. § 1.63**

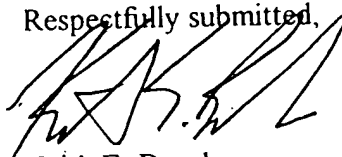
1c530 U.S. PTO  
09/553413  
04/20/00

Sir:

Enclosed is a Declaration and Power of Attorney for the above-identified patent application that has been executed by the named inventor.

A check in the amount of \$1,346.00 is also enclosed to cover the filing fee and additional claim fees totaling \$1,216.00 and the \$130.00 surcharge under 37 C.F.R. § 1.16(e). Any additional fee or credit may be charged to our Deposit Account No. 16-0605.

Respectfully submitted,

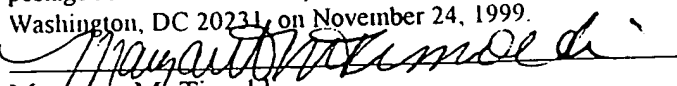


Keith E. Broyles  
Registration No. 42,365

**ALSTON & BIRD LLP**  
Post Office Drawer 34009  
Charlotte, NC 28234-4009  
Tel Atlanta Office (404) 881-7000  
Fax Atlanta Office (404) 881-7777

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: **Box Missing Parts**, Assistant Commissioner For Patents, Washington, DC 20231, on November 24, 1999.



Margaret M. Timoldi

# REISSUE APPLICATION DECLARATION BY THE ASSIGNEE

Docket Number 9209-4

I hereby declare that:

My residence, post office address and citizenship are stated below next to my name.

I am authorized to act on behalf of the following assignee: Sidel, Octeville sur Mer, France, and the title of my position with said assignee is: Vice-President.

The entire title to the patent identified below is vested in said assignee.

Name of Patentee(s): Dominique Briere, Le Havre ; Léon Coisy, Saint Martin du Manoir ;  
Paul La Barre, Sainte Adresse ; Pascal Santais, Le Havre, all of France

Patent Number: 5,968,560

Date Patent Issued : October 19, 1999

Title of Invention: **BLOW MOLDING DEVICE FOR PRODUCING  
THERMOPLASTIC CONTAINERS**

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate, or of any PCT International application having a filing date before that of the application on which priority is claimed.

95 04651	France	04/19/1995	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Number	Country	MM/DD/YYYY Filed	Priority Claimed

I believe said patentee(s) to be the original, first joint inventor(s) of the subject matter which is described and claimed in said patent, for which a reissue patent is sought on the invention entitled

**BLOW MOLDING DEVICE FOR PRODUCING THERMOPLASTIC CONTAINERS**

the specification of which

☒ is attached hereto.

☐ was filed on      as reissue application number  
and was amended on  
(If applicable)

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

- ☐ by reason of a defective specification or drawing.
- ☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.
- ☐ by reason of other errors.

At least one error upon which reissue is based is described as follows: The original patent is believed to be defective because the original claims are believed to claim less than the patentee has a right to claim. No claim in the original patent is directed to the mold shells standing alone or to a method of producing containers, both of which are believed to constitute patentable subject matter. New Claims 27-33 are presented to overcome these defects. In addition, upon reviewing the original patent applicant became concerned that others might attempt to construe the original claims to include limitations directed to support structure of the molding machine in addition to the shells and shell holders. Accordingly, new Claims 15-26 are presented in the reissue application to resolve any doubt as to the subject matter that applicant is entitled to claim.

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant.

I hereby appoint the practitioners associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and direct that all correspondence be addressed to that Customer Number.

**Customer Number 000826**

Please direct all communications about the application to the attention of:

Michael S. Connor  
Registration No. 34,141  
Telephone: (704) 331-6000  
Fax: (704) 334-2014

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Full Name of person signing (given name, family name) : Dominique MAUTALEN

Signature: \_\_\_\_\_

Date: MARCH 28 2002

Official Address of Assignee:

Sidel  
Avenue de la Patrouille de France  
76930 OCTEVILLE SUR MER FRANCE

Post Office Address of Assignee :

Sidel  
BP 204  
76053 LE HAVRE CEDEX FRANCE

Patentees: ① Dominique Briere, ② Léon Coisy, ③ Paul La Barre, ④ Pascal Santais

Post Office Address of Patentees:

- ① C/O Sidel, BP 204 76053 LE HAVRE CEDEX ; France
- ② 3 Chemin du Sapin, 76290 SAINT MARTIN DU MANOIR ; France
- ③ 15 Rue des Guepes, 76310 SAINTE ADRESSE ; France
- ④ 251 Rue Felix Faure 76620 LE HAVRE France

CLT01/4403150v1

# ASSIGNMENT RECORDATION FORM COVER SHEET Patents Only

To the Honorable Commissioner of Patents and Trademarks:  
Please record the attached original documents or copy thereof.

Attorney Dkt. No.: 9209-0002

1. Name of conveying party(ies):  
  
Patrick Petre

Additional name(s) of conveying party(ies) attached? Yes ☐ No ☒

2. Name and address of receiving party(ies):  
  
Sidel, Inc.  
5600 Sun Court  
Norcross, Georgia 30092

Additional name(s) & address(es) attached? Yes ☐ No ☒



3. Nature of conveyance:

☒ Assignment  
☐ Merger  
☐ Security Agreement  
☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: October 28, 1999

4. Application No. 09/394,363 Patent No. \_\_\_\_\_

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

Additional numbers attached? Yes ☐ No ☒

5. Name and address of party to whom correspondence concerning document should be mailed:

Keith E. Broyles  
**ALSTON & BIRD LLP**  
P. O. Drawer 34009  
Charlotte, NC 28234-4009

6. Total number of applications and patents involved:  
  
1

7. Total fee (37 CFR 3.41) \$40.00

☒ Enclosed  
☐ Authorized to be charged to deposit account

8. Deposit account number: 16-0605

DO NOT USE THIS SPACE

9. Statement and signature  
*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Keith E. Broyles, Reg. No. 42,365  
Name of Person Signing

Signature

12/10/99  
Date

Total number of pages including cover sheet, attachments and document: 3

## ASSIGNMENT

THIS ASSIGNMENT, made by me, Patrick Petre, a citizen of the Republic of France, residing at 14 Rue des Mouettes, 76930 Cauville Sur Mer, France,

WITNESSETH: That,

WHEREAS, I am the sole inventor of certain new and useful improvements in BLOW MOLD SHELL AND SHELL HOLDER ASSEMBLY FOR BLOW-MOLDING MACHINE for which an application for United States Letters Patent has been executed by me concurrently herewith, and

WHEREAS, Sidel, Inc., a Georgia corporation having a principal place of business at 5600 Sun Court, Norcross, State of Georgia, hereinafter referred to as assignee, is desirous of acquiring the entire right, title, and interest in and to said invention as described in said application, and in and to any and all Letters Patent which shall be granted therefor in the United States of America and all foreign countries;

NOW, THEREFORE, To Whom It May Concern, be it known that for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, I have sold and by these presents do hereby sell, assign, transfer, and convey unto the said assignee, its successors and assigns, the entire right, title, and interest in and to the said invention and application, and in and to any and all continuations, continuations-in-part, or divisions thereof, and in and to any and all Letters Patent of the United States of America and all foreign countries or reissues thereof which may be granted therefor or thereon, for the full end of the term for which said Letters Patent may be granted, together with the right to claim the priority of said application in all foreign countries in accordance with the International Convention, the same to be held and enjoyed by said assignee, its successors and assigns, as fully and entirely as the same would have been held and enjoyed by me if this assignment and sale had not been made.

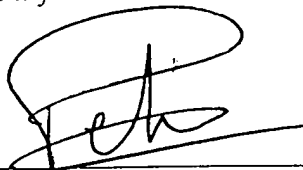
I hereby request that said Letters Patent be issued in accordance with this assignment.

I further covenant and agree that, at the time of the execution and delivery of these presents, I possess full title to the invention and application above-mentioned, and that I have the unencumbered right and authority to make this assignment.

I further covenant and agree to bind my heirs, legal representatives, and assigns promptly to communicate to said assignee or its representatives any facts known to me relating to said invention, to testify in any interference or legal proceedings involving said invention, to execute

any additional papers which may be requested to confirm the right of the assignee, its representatives, successors, or assigns to secure patent or similar protection for the said invention in all countries and to vest in the assignee complete title to the said invention and Letters Patent, without further compensation, but at the expense of said assignee, its successors, assigns, and other legal representatives.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this 28th day of October, 1999.

A handwritten signature in black ink, appearing to read 'Petre', written over a horizontal line.

Patrick Petre

# DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

Attorney Docket No. 9209-0002

jc530 U.S. PTE  
09/553413  
04/20/00

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

## BLOW MOLD SHELL AND SHELL HOLDER ASSEMBLY FOR BLOW-MOLDING MACHINE,

the specification of which

☐ is attached hereto

OR

☒ was filed on 9/10/1999 as United States Application No. 09/394,363.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate, or of any PCT International application having a filing date before that of the application on which priority is claimed.

			<input type="checkbox"/> Yes <input type="checkbox"/> No
Number	Country	MM/DD/YYYY Filed	Priority Claimed
			<input type="checkbox"/> Yes <input type="checkbox"/> No
Number	Country	MM/DD/YYYY Filed	Priority Claimed
			<input type="checkbox"/> Yes <input type="checkbox"/> No
Number	Country	MM/DD/YYYY Filed	Priority Claimed



I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

60/099,998	9/11/98
Application Number	Filing Date (MM/DD/YYYY)
Application Number	Filing Date (MM/DD/YYYY)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application (37 C.F.R. § 1.63(d)).

Application No.	Filing Date	Status Patented/Pending/Abandoned
Application No.	Filing Date	Status Patented/Pending/Abandoned
Application No.	Filing Date	Status Patented/Pending/Abandoned

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the practitioners associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and direct that all correspondence be addressed to that Customer Number:

Customer Number 000826

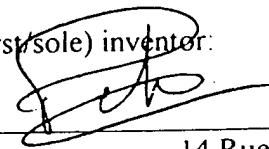
Direct correspondence to the  
attention of and telephone calls to:

Keith E. Broyles  
Registration No. 42,365  
Tel Atlanta Office (404) 881-7000  
Fax Atlanta Office (404) 881-7777

Full name of (first/sole) inventor:

Patrick Petre

Inventor's

Signature: 

Date: 28-Oct-1999

Residence:

14 Rue des Mouettes, 76930 Cauville Sur Mer, France

Citizenship:

Republic of France

Post Office Address:

same as above

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re: Application For Reissue of  
U.S. Patent No. 5,968,560

Inventors: Dominique Briere, Le Havre; Léon  
Coisy, Saint Martin du Manoir; Paul La Barre,  
Sainte Adresse; Pascal Santais, Le Havre

Title: BLOW MOLDING DEVICE FOR  
PRODUCING THERMOPLASTIC  
CONTAINERS

Filed: Concurrently Herewith

**POWER OF ATTORNEY**

The assignee hereby appoints Michael S. Connor, Registration No. 34,141, as its attorney, with full power of substitution and revocation, to prosecute the application, to make alterations and amendments therein, to transact all business in the Patent and Trademark Office in connection therewith and to receive the Letters Patent.

Please direct all communications as follows:

Michael S. Connor  
ALSTON & BIRD LLP  
1211 East Morehead Street  
P.O. Drawer 34009  
Charlotte, NC 28234  
Telephone: (704) 331-6000  
Fax: (704) 334-2014

SIDEL

By: Dominique MAUTALEN  
Its: Vice-President

Signature

Date: MARCH 28, 2020